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PATENT  
2167-116P

G81641

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Hideaki SUZUKI et al. Conf.:  
Appl. No.: 09/715,172 Group: 1641  
Filed: November 20, 2000 Examiner: T. McCaa  
For: IMMUNOASSAY OF HUMAN MEDULLASIN AND  
DIAGNOSIS OF MULTIPLE SCLEROSIS USING  
THE SAME

LARGE ENTITY TRANSMITTAL FORM

Assistant Commissioner for Patents  
Washington, DC 20231

April 19, 2001

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	18	-	20	=	0	\$18	\$0.00
INDEPENDENT	2	-	3	=	0	\$80	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						<del>\$270</del>	\$0.00
						TOTAL	\$0.00

- ☐ Petition for ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ A check in the amount of \$0.00 is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By C. M. DeCelle #42874  
For Gerald M. Murphy, Jr., #28,977

*Cam*  
GMM/CAM:lmh  
2167-116P

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ATTACHMENT

(Rev. 01/22/01)

Patent  
2167-116P

PRJ  
4/23/01  
D. J. C.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Hideaki Suzuki et al. CONF. NO.:  
SERIAL NO.: 09/715,172 GROUP: 1641  
FILED: November 20, 2000 EXAMINER: T. McCaa  
FOR: IMMUNOASSAY OF HUMAN MEDULLASIN AND DIAGNOSIS OF  
MULTIPLE SCLEROSIS USING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

April 19, 2001

Sir:

In reply to the Restriction Requirement dated March 19, 2001, the following remarks are respectfully submitted in connection with the above-identified application.

REMARKS

Claims 1-18 are pending. No amendments have been made by way of the present submission, thus, no new matter has been entered.

Issues Under 35 U.S.C. § 121

In the outstanding Office Action, the Examiner required restriction to one of the following two groups pursuant to 35 U.S.C. § 121.

Group I: Claims 1-10, drawn to a method of immunologically measuring the human medullasin content in blood; and

Group II: Claims 11-18, drawn to a method of diagnosing multiple sclerosis.

Applicants respectfully traverse the above-restriction requirement. That is, Applicants submit that for the Examiner to search and consider claims 1-18 in their entirety would not present an undue burden of search and/or consideration. Accordingly, the Examiner is respectfully requested to withdraw the outstanding Restriction Requirement and rejoin the present claims. However, in order to be fully responsive to the outstanding Restriction Requirement, Applicants hereby elect Group I, directed to claims 1-10. As indicated above, this is an election with traverse.

Favorable action on the merits is respectfully solicited.


If the Examiner has any questions or comments, please contact Craig A. McRobbie, Registration No. 42,874, at the offices of Birch, Stewart, Kolasch & Birch, LLP.

If necessary, the Commissioner is hereby authorized in this, concurrent, and further replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any

additional fees required under 37 C.F.R. § 1.16 or under 37  
C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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